



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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July 17, 2001

Scott Higley
4995 Heath Avenue
Kearns, Utah 84118

Re: Acceptance of Notice of Intention to Commence Small Mining Operations, 2 More Feet, S/013/007,
Duchesne County, Utah

Dear Mr. Higley:

Thank you for providing the topographic map showing the location of your proposed mine site in response to our June 27, 2001 deficient letter regarding your Notice of Intention to Commence Small Mining Operations, initially received June 13, 2001. The 2 More Feet Project is located in portions of Section 8, T1N, R9W, SLBM, Duchesne County, Utah. The application is now considered complete with our small mining rules R647-3 and no additional information is required by the Division at this time. **You may commence with your mining operations as outlined, provided you have satisfied the United States Forest Service requirements.**

In accordance with rule R647-3-105 regarding the project location, the areas to be disturbed should be plotted on a map in sufficient detail so that they can be located on the ground. It is also required that the operator mark the proposed (5 acre or less) disturbed area boundary (including access/haul roads) in the field with metal T-Posts (or with some other marker of equal effectiveness). Markers must be appropriately spaced so that the next marker in either direction is clearly visible with the naked eye.

The Utah Mined Land Reclamation Act of 1975 [40-8-7(I)] provides the authority for fee implementation which was approved by the Utah Legislature at its 1998 session. Commencing July 1, 1998, the fees are assessed to new and existing notices of intention, and annually thereafter. Small Mining Notices require a \$100.00 annual fee.

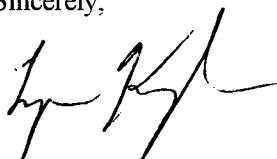
For your reference, I have enclosed copies of our summarized rules regarding "Operation and Reclamation Practices," and the statutory penalty for failure to reclaim a minesite (SMO-1). Please give special consideration to item #10 of the "Operation and Reclamation Practices. Stockpiling topsoil material prior to beginning your mining operation will help ensure successful revegetation efforts upon final reclamation of the minesite. If the area being mined is a solid rock outcrop, or if the land surface is very rocky, then soil stockpiling is probably not possible. However, even the first few inches of undeveloped material is worth saving to aid in later revegetation efforts, and future regulatory release from reclamation requirements.

Page 2
Scott Higley
S/013/007
July 17, 2001

Should you wish to expand your operation beyond the five (5) acre limitation, please notify this office as soon as possible to discuss the necessary permitting requirements. Approval of a large mining notice could take from six to twelve months or longer.

Thank you for your cooperation. When in the area, a member of the Division staff will examine the site. Best wishes with your mining operation.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lynn Kunzler', with a stylized flourish at the end.

Lynn Kunzler
Senior Reclamation Specialist

jb
Enclosure: SMO 1-2
cc: Chauncie Todd, USFS, Duchesne RD
S13-07-apv.doc